

**MINUTES OF THE BOARD OF TRUSTEES OF
STATE INSTITUTIONS OF HIGHER LEARNING**

October 17, 1996

BE IT REMEMBERED, That the Board of Trustees of State Institutions of Higher Learning of the State of Mississippi met in regular session at Delta State University in Cleveland, Mississippi, on October 17, 1996, at 8:30 a.m., and pursuant to notice in writing mailed by certified letter with return receipt requested on October 4, 1996, to each and every member of said Board, said date being at least five days prior to this October 17, 1996, meeting. At the above named place there were present the following members to wit: Ms. Nan McGahey Baker, Mr. Thomas W. Colbert, Mr. William Sterling Crawford, Ms. Ricki R. Garrett, Mr. J. Marlin Ivey, Mr. James Roy Klumb, Mr. James Luvane, Dr. D. E. Magee, Jr., Mr. J. P. (Jake) Mills, Ms. Virginia Shanteau Newton, Mr. Carl Nicholson, Jr. and Dr. Cass Pennington. The meeting was called to order by Mr. Marlin Ivey, President and opened with prayer by Dr. William Sutton.

BOARD APPOINTMENTS

Pursuant to Article 4, Section 103 and Article 8, Section 213-A of the Mississippi Constitution of 1890, and by Section 37-101-3 of the Mississippi Code of 1972, the Governor made the following appointments to the Board of Trustees of State Institutions of Higher Learning to serve the remainder of the twelve-year term of office ending May 7, 2008. The appointments are as follows:

NAME	CITY/TOWN	DISTRICT
Thomas W. Colbert	Jackson, MS	State at Large
James Roy Klumb	Gulfport, MS	Sixth Congressional District
D. E. Magee, Jr.	Jackson, MS	Central Supreme Court District
Virginia Shanteau Newton	Gulfport, MS	Southern Supreme Court District

Mr. Greg Hinkebein, Counsel to the Governor, introduced the four new Board members and read the letter of appointment from the Governor. A copy of the Governor’s letter is included in the minutes as **EXHIBIT 1**.

APPROVAL OF THE MINUTES

On motion by Mr. Luvane, seconded by Mr. Nicholson, and unanimously passed, it was

RESOLVED, That the Minutes of the meeting held on September 19, 1996, stand approved.

UNANIMOUS CONSENT (UC)

On motion by Ms. Garrett, seconded by Mr. Luvane, and unanimously passed, it was

RESOLVED, That consent to be considered is granted to all items not previously placed on the agenda and hereinafter reported.

ADMINISTRATION/POLICY

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Presented by Dr. Thomas Layzell
Commissioner of Higher Education

On motion by Ms. Baker, seconded by Mr. Crawford, and unanimously passed, it was

RESOLVED, That the Board hereby approves Agenda Items #1-5 as submitted in the following report on Administration/Policy. **UNANIMOUS CONSENT** items were approved on a separate motion by Mr. Crawford, seconded by Ms. Baker and unanimously passed.

Mississippi State University

1. Approved the name change of the Department of Physical Education, Health Education, and Recreation to **Department of Health, Physical Education, Recreation and Sport**.
The new name more accurately reflects the diversity of academic programs and learning opportunities in the department and is consistent with the current nomenclature of the professional associations affiliated with the disciplines of the faculty.

University of Mississippi Medical Center

2. Approved the request of Limited Institutional License for Bimal Deep, M.D., who is a candidate for a psychiatry residency.
3. In accordance with Miss. Code Ann., §37-115-31, which authorizes The University Hospitals and Clinics to operate additional locations in the state as deemed necessary by the Medical Center with the approval of the Board of Trustees of State Institutions of Higher Learning; and to provide The University Hospitals and Clinics with certain types of powers that are necessary to enter into and operate group purchasing arrangements, health maintenance organizations, preferred provider organizations, prepaid health benefit plans and other managed care entities under certain conditions; and for related purposes, the Board approved the request for permanent procedures to be followed in establishing other locations by the university hospitals and clinics. (See **EXHIBIT 2**).

University of Southern Mississippi

4. Approved a resolution authorizing the President to transfer, sell, exchange, or otherwise dispose of stocks, bonds, and other securities which are given to or purchased by the University and registered in the name of University of Southern Mississippi. The Resolution reads as follows:

RESOLUTION

WHEREAS, from time to time, stocks, bonds, and other securities are given to or purchased by The University of Southern Mississippi and registered in the name of The University of Southern Mississippi; and,

WHEREAS, from time to time, it is necessary that such securities be transferred, sold, exchanged, or otherwise disposed of, requiring that some person or persons be authorized to make, execute, and deliver the necessary instruments of assignment or transfer;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Institutions of Higher Learning of the State of Mississippi that Aubrey K. Lucas, President of The University of Southern Mississippi be, and he and his successors in the Office of the President are hereby authorized and empowered for and on behalf of The University of Southern Mississippi to endorse, assign, transfer, and deliver any stocks, bonds, or other

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securities now or hereafter registered in the name of The University of Southern Mississippi.

System Administration

5. Approved guidelines for utilization of the ACCUPLACER test by Mississippi Institutions of Higher Learning as recommended by the Academic and Student Affairs Committee. The guidelines are as follows:

The ACCUPLACER test is to be administered for placement and research purposes only. With respect to students ineligible for initial placement in any regular university instruction without placement testing, the last day for taking the ACCUPLACER shall be the deadline for enrollment in the Summer Developmental Program for the academic year in question. Students may not retake the ACCUPLACER unless at least one month has passed since the student last took the ACCUPLACER.

6. **(UNANIMOUS CONSENT)** Approved title changes of the following IHL staff:

Milton Baxter, title change from Assistant Commissioner of Research and Chief Planning Officer to Assistant Commissioner of Planning and Budget, due to reassignment of the budget function, effective November 1, 1996.

Larry Sparks, title change from Assistant Commissioner of Audits to Deputy Assistant Commissioner of Finance and Administration, due to reassignment of the audit function, effective November 1, 1996.

Suzanne Sharpe, title change from Assistant Commissioner of Policy Analysis and Special Projects to Chief of Staff, due to reorganization, effective November 1, 1996.

PERSONNEL

Presented by Ms. Marilyn Beach
Special Projects Officer

On motion by Dr. Pennington, seconded by Mr. Luvene, and unanimously passed, it was

RESOLVED, That the Board hereby approves the report on Personnel, as follows:

The Personnel Report for October 17, 1996, is composed of **168 regular personnel actions** in the categories of: Employment - 80; Change of Status - 62; Termination - 17; Award of Emeritus/Emerita - 5; Faculty Promotion - 1; Nullification of Employment - 1; Necrology - 1; Sabbatical - 1.

Employment

(Alcorn State University)

Aditya, Sri-Krishma
Allen, Antonio
Armistad, Nathaniel
Arnold, Stacy
Dawson, Eddie

Granderson, Monica
Jenkins, Bonnie
Jenkins, Catherine
Kilcrease, Annie
Little, Larry
Martin, Nathaniel
Murphy, Henry
Pathak, Lalita
Peterman, Lester

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Taylor, Joseph
Tseng, Mei Hsiany
Weiss, Candis
White, F.A.

(Delta State University)

Atkinson, Asa
Alexander, Lonnie
Bays, III, Barry T.
Benjamin, Steven
Brandon, John Michael
Coleman, Linda Carol
Crockett, Kathy Lynn
Cummins, Cheryl J.
Griffin, Leslie Little
Haynes, Joe
Heisterkamp, Jo Anne
Hill, Alison
Nicholson, Jr., James W.
Osa, Osayimwense
Smith, James
Smith, Kathryn F.
Swindol, Jr., Kenneth Moore
Thurmond, George Thomas
White, Carol

(Jackson State University)

Allen, Laverne
Anderson, Brenda
Craig, V. Carolyn
Durant, Leroy A.
Hill, Cecil
Yang, Jen-Rong

(Mississippi State University)

Chupa, Anna M.
Duncan, Judith C.
Hanger, Anne
White, Jeffrey G.

(Mississippi University for Women)

Kelley, Mary Ann

(University of Mississippi)

Allen, Clayton
Antonow, Laura
Aschoff, Peter R.
Bell, Irwin
Bryson, James R.
Byrne, Susannah S.
Chrestman, Charles V.
Craig, David
Dean, Wanda

Thaker, Varsha
Grace, Cathy A.
Hopkins-Piecuch, Katherine
Li, Tian-Sheng
Lutken, Carol B.
Morgan, Cindy
Murphy, Laurie
Petrovic, Mirjana
Smith, Charles R.
Wilson, Jill

(University of Mississippi Medical Center)

Haeri, Ali
Hewlett, Peggy O.
Howell, II, George Eli
King, Brian
Landfair, Felicia D.
Lewis, Sherri
Lindley, Sheila Gay
Mandybur, Lina L.
Takkallapalli, Ramarao
Taylor, Travis J.
White, Rebecca L.
Winger, Lebra

(University of Southern Mississippi)

Carver-Hunt, Barbara Ann

Change of Status

(Alcorn State University)

Carpenter, A. J.
Russell, Juanita

(Jackson State University)

Jefferson, Arthur
Smith, James R.
Vincent, George

(Mississippi State University)

Betz, Scott J.
Crudden, Adele
Keller, Charles E.
Oldham, Philip B.
Pasley, Sherman F.
Woodward, Kristen T.

(University of Mississippi)

Banahan, Benjamin F.
Clark, Alice
ElSohly, Mahmoud A.
Foulkes-Levy, Laurdella

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Frate, Dennis A.
Hatfield, Gay B.
Husni, Samir A.
Kartiganer, Donald M.
Kellum, Gloria D.
Nichols, Karen W.
Phillips, Jeanette C.
Wilkin, Noel E.

(University of Mississippi Medical Center)

Ahene, Charles A.
Canterbury, Mary Ann
Davis, Kenneth M.
Field, Cynthia O.
Files, Joe C.
Fowler, David G.
Gospodarski, Paul N.
Gospodarski, Paul N.
Hyde, John C.
McDaniel, Olga D.
Parker, April L.
Piletz, John E.
Schreibman, Ken L.
Tarquinio, Thom A.
Werhan, Carol F.
Wolfe, Douglas A.
Wolford, Robert A.

(University of Southern Mississippi)

Blackwell, Ann P.
Chatam, Cynthia A.
Hailey, Barbara Jo
Hinton, Agnes W.
Rominger, Richard Dean
Sharkey, Paul W.
Triche, Paula W.
White, Sheila M.

**(System Administration)
(Unanimous Consent)**

Baxter, Milton
Sharpe, Suzanne
Sparks, Larry

Termination

(Delta State University)
McMurphy, Lois

(Jackson State University)
Jefferson, Franklin D.

Ghandehari, Hamidreza S.

(Mississippi State University)

Corey, Marion W.
Smith, Stephen G.

(Mississippi University for Women)

Caro, Lynn Del
Nelson, Linda
Parra, Jean Ann
Pounds, Billy D.

(University of Mississippi)

Garraway, Belynda J.
Li, Ligeng
Samuels, Robert H.
Sneed, Donald G.
Westerfield, Louis

(University of Mississippi Medical Center)

Hauser, Carl J.
McKay, Mary K.
Reinhart, Glenn A.
Salkind, Allen R.

Nullification

(University of Mississippi Medical Center)

Klarich, John D.

Faculty Promotions

(Mississippi State University)

Devlin, Sandra D.

Leave of Absence

(University of Southern Mississippi)

Henthorne, Tony L.

Necrology

(University of Mississippi Medical Center)

Hutchison, William F.

Emeritus/Emerita

(Jackson State University)

Wodetzki, Margaret A.

(Mississippi State University)

Cheatham, Danny L. (U.C.)

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Palmertree, Hiram D. (U.C.)
(University of Southern Mississippi)
Compton, Beulah R.

Radvanyi, Janos

There are **173** total personnel actions submitted for approval, which include the **168 regular** personnel actions for the eight universities, **5** for Athletics.

ATHLETICS

Presented by Ms. Marilyn Beach
Special Projects Officer

On motion by Ms. Baker, seconded by Mr. Mills, and unanimously passed, it was

RESOLVED, That the Board hereby approves the following report on Athletics.

Employment

(Mississippi State University)
Trapp, Laurie M.

Change of Status

(Jackson State University)
Asberry, Darrell

(University of Southern Mississippi)
Dwyer, Scott Howard

Mid-Year Salary Adjustments

(Mississippi State University)
Jackson, David A.
Martin, Gregory S.

LEGAL

Presented by Mr. Charles T. Rubisoff
Special Assistant Attorney General

On motion by Mr. Crawford, seconded by Ms. Baker, and unanimously passed, it was

RESOLVED, That upon review and recommendation of the Office of Attorney General, the Board hereby approves items 1 and 2.

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System Administration

1. Approved payment of legal fees to outside counsel.

Payment of legal fees for professional services rendered by Bernstein & McVeigh (Statement dated 9/4/96) from the funds of the University of Mississippi. (This statement represents services and expenses in connection with UM’s application with the FCC for UM’s radio station, WUMS.)

TOTAL DUE \$ 918.14

Payment of legal fees for professional services rendered by Oblon, Spivak, McClelland, Maier & Neustadt, P.C. (Statement dated 8/30/96) from the funds of Mississippi State University. (This statement represents services and expenses in connection with obtaining a patent on “Real-Time Composition Measurement” and “Fiber Specific Protein Expression in the Cotton Plant.”)

Real-time Comp \$ 5,570.86
Fiber Specific \$ 192.70

TOTAL DUE \$ 5,763.56

Payment of legal fees for professional services rendered by McCoy, Wilkins, Stephens & Tipton (Statement dated 6/19/96) from the funds of the Tort Claims Fund. (This statement represents services and expenses in connection with Jolly v. Perry.)

TOTAL DUE \$ 4,531.77

Payment of legal fees for professional services rendered by Watkins & Eager (Statement dated 9/12/96) from the funds of the Tort Claims Fund (This statement represents expert witness fees in the case styled Dobson v. McWillie Family Clinic, et al.)

TOTAL DUE \$ 598.67

Payment of legal fees for professional services rendered by Watkins & Eager (Statement dated 9/16/96) from the funds of the Tort Claims Fund. (This statement represents services and expenses incurred in the case styled Frazier v. Harkey, Cullom and Ward.)

TOTAL DUE \$ 2,227.96

Payment of legal fees for professional services rendered by Watkins & Eager (Statement dated 7/11/96) from the funds of the Tort Claims Fund. (This statement represents services and expenses incurred in the case styled Chhabra, et al. v. UMMC, et al.)

TOTAL DUE \$ 2,135.18

Payment of legal fees for professional services rendered by Watkins & Eager (Statement dated 8/29/96) from the funds of the Tort Claims Fund. (This statement represents services and expenses incurred in the case styled Frazier v. Harkey, Cullom & Ward.)

TOTAL DUE \$ 3,125.00

Payment of legal fees for professional services rendered by Watkins & Eager (Statement

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dated 9/1/96) from the funds of the Tort Claims Fund. (This statement represents services and expenses incurred in the case styled Brown v. Warren [UMC Residents].)

TOTAL DUE \$ 3,768.57

Payment of legal fees for professional services rendered by Watkins & Eager (Statement dated 9/16/96) from the funds of the Tort Claims Fund. (This statement represents services and expenses in connection with defending the case styled Summers v. Webb.)

TOTAL DUE \$ 8,270.57

Payment of legal fees for professional services rendered by Oblon, Spivak, McClelland, Maier & Neustadt, P.C. (Statement dated 9/16/96) from the funds of Mississippi State University. (This statement represents services and expenses in connection with obtaining a patent on "Detector for Heterogeneous Materials.")

TOTAL DUE \$ 458.04

Payment of legal fees for professional services rendered by Vinson & Elkins (Statement dated 8/28/96) from the funds of the University of Mississippi Medical Center. (This statement represents services and expenses in connection with PRRB Appeal FYE 1987, 1982, 1988; Appeal of AVG/RES AMT Base YR GME cost; and PRRB appeal FYE 6/30/89.)

TOTAL DUE \$ 4,970.89

Payment of legal fees for professional services rendered by Hale & Door (Statement dated 9/26/96) from the funds of Mississippi State University. (This statement represents services and expenses in relation to the RAMP Industries Superfund Proceedings.)

TOTAL DUE \$ 251.50

Payment of legal fees for professional services rendered by Roger Gooze of Gerald & Brand (Statement dated 9/23/96) from the funds of the Tort Claims Fund. (This statement represents services and expenses in connection with the case styled Crusoe v. JSU.)

TOTAL DUE \$ 3,606.50

2. Approved upon review and recommendation of the Office of the Attorney General, the Litigation Report for October 1, 1996. The report is included in the bound "Board Meeting Agenda, Working File, October 17, 1996," on file in the Board office.

FINANCE/FINANCIAL AID/FOREIGN TRAVEL

Presented by Mr. Jim Rhodes
Assistant Commissioner for Finance and Administration

On motion by Mr. Luvene, seconded by Mr. Mills, and unanimously passed, it was

RESOLVED, That the Board hereby approves the report on Finance/Financial Aid/Foreign Travel.

Delta State University

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1. Approved request to adjust the 1996-97 **Operating Budget** to reflect the increase in tuition and interest income and recognize resulting changes in expenditures.

OBJECT OF EXPENDITURE	Current Budget 1996-1997	Budget Revision #1	Revised Budget 1996-97
Salaries, Wages & Fringe Benefits	\$ 19,458,839	\$ 88,000	\$ 19,546,839
Travel & Subsistence	447,652	2,000	449,652
Contractual Services	4,552,113	42,913	4,595,026
Commodities	1,032,009	19,451	1,051,460
Capital Outlay:			
Other than Equipment	432,150	44,040	476,190
Equipment	4,814	6,307	11,121
Subsidies, Loans & Grants	<u>715,840</u>	<u>0</u>	<u>715,840</u>
TOTALS	\$ 26,643,417	\$ 202,711	\$ 26,846,128

REVENUE

Student Fees	\$ 8,679,200	\$ 20,000	\$ 8,699,200
General Support	14,676,874	0	14,676,874
Education Enhancement	534,676	0	534,676
Education Enhancement Reserve	1,537,178	0	1,537,178
Federal Contracts & Grants	106,000	0	106,000
Sales & Services	626,150	0	626,150
Other Income	483,339	182,711	666,050
TOTALS	\$ 26,643,417	\$ 202,711	\$ 26,846,128

University of Mississippi

2. Approved to increase Salaries, Wages and Fringe Benefits \$225,000, Travel \$5,000, and decrease equipment \$5,000 in the **Athletic Budget**. This escalation will be funded by Loyalty Foundation Revenues.

OBJECT OF EXPENDITURE	Current Budget 1996-1997	Budget Revision #1	Revised Budget 1996-97
Salaries, Wages & Fringe Benefits	\$ 4,328,666	\$225,000	\$ 4,553,666
Travel & Subsistence	1,539,759	5,000	1,544,759
Contractual Services	5,480,373	0	5,480,373
Commodities	914,164	0	914,164
Capital Outlay:			
Other than Equipment	0	0	0
Equipment	231,110	(5,000)	226,110
Subsidies, Loans & Grants	<u>1,117,768</u>	<u>0</u>	<u>1,117,768</u>
TOTALS	\$ 13,611,840	\$ 225,000	\$ 13,836,840

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A budget revision is needed to escalate the Athletic Budget to provide funding for additional personnel due to the reorganization and realignment of the Athletic Department. The source of funding for this escalation is Loyalty Foundation revenues. A realignment of operating funds is needed to provide funds for team travel for a new program, Women's Riflery, which is beginning competition this year. Increase Salaries, Wages and Fringe Benefits \$225,000, Travel \$5,000 and decrease Equipment \$5,000.

3. Approved to increase Travel \$3,500 and Contractual Services \$44,727; decrease Salaries, Wages and Fringe Benefits \$20,000, Commodities \$3,750 and Transfers \$24,477 in the **Auxiliary Budget**.

OBJECT OF EXPENDITURE	Current Budget 1996-1997	Budget Revision #1	Revised Budget 1996-97
Salaries, Wages & Fringe Benefits	\$ 8,311,013	\$ (20,000)	\$ 8,291,013
Travel & Subsistence	128,425	3,500	131,925
Contractual Services	4,363,298	44,727	4,408,025
Commodities	984,830	(3,750)	981,080
Merchandise for Resale	9,069,964	0	9,069,964
Capital Outlay:			
Other than Equipment	0	0	0
Equipment	507,068	0	507,068
Subsidies, Loans & Grants (Transfers)	<u>1,835,934</u>	<u>(24,477)</u>	<u>1,811,457</u>
TOTALS	\$ 25,200,532	\$ 0	\$ 25,200,532

A budget revision is needed to realign funds for the reclassification of a capital lease to an operating lease, the decision to use an independent counseling service rather than employ a professional counselor, and the need to provide additional funds for travel to attend seminars to learn new printing techniques. These realignments will be made by decreasing Salaries, Wages and Fringe Benefits \$20,000, Commodities \$3,750 and Transfers \$24,477; and by increasing Travel \$3,500 and Contractual Services \$44,727 in the Auxiliary Budget.

University of Mississippi Medical Center

4. Approved request to enter into a rental garment service with Cintas Corporation. The garments will be cleaned and maintained by Cintas Corporation for the University of Mississippi Medical Center's physical facilities personnel. The agreement is for two years beginning November 1, 1996 through October 31, 1998, and will not exceed \$297,475 for the two years. This will include uniform service for both maintenance and environmental services personnel.

System Administration

5. Approved Jackson Mississippi (Hinds County) and Madison, Mississippi, (Madison County) as the practice locations for Brenda K. Thornhill, O.D., effective July 5, 1996. (Southern Regional Education Board Loan/Scholarship Program)

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6. **Approved Foreign Travel Report.**

Jackson State University

Lyons, James E.	South Africa
Mack, Ally	Bucharest, Romania
White, Mary	Bucharest, Romania

Mississippi State University

Banks, David C.	Bristol, United Kingdom
Barber-Freeman, Pamela	Johannesburg, South Africa
Barber-Freeman, Pamela	Cape Town, South Africa
Coleman, Frances M.	San Juan, Puerto Rico
Cornelious, Linda F.	San Juan, Puerto Rico
DelPrince, James M.	Seoul, Korea
Duett, Edwin H.	Calgary, Canada
Duett, Edwin H.	Mexico City, Mexico
Graves, William H.	San Juan, Puerto Rico
Hare, R. Dwight	Montreal, Canada
Hershberger, Robert A.	Karlsruhe, Germany
Hodgson, Derek J.	Hull, England
Jackson, Jerome	Nassau, Bahamas
Logan, Jay	San Juan, Puerto Rico
Lox, John	Brussels, Belgium
Lox, John	Grenoble, France
Lox, John	Frankfurt, Germany
Lox, John	Berlin, Germany
Luttrell, Randall G.	Narrabri, New South Wales, Australia
Mitchell, Michael A.	San Juan, Puerto Rico
Myloie, John E.	San Salvador Island, Bahamas
Noble, Charles H.	Montreal, Canada
Panuska, Bruce C.	San Salvador Island, Bahamas
Parker, Charles Don	Narrabri, New South Wales, Australia
Rice, Charles D.	Bergen, Norway
Robertson, Angela	Algarve, Portugal
Ronning, Matt	Ontario, Canada
Short, Carol M.	San Juan, Puerto Rico
Still, Richard L.	Calgary, Canada
Zitta, Victor L.	Czech Republic
Zacharias, Donald W.	Seoul, Korea

Mississippi University for Women

Paterson, Jane	Zambia
Richardson, Thomas C.	Edinburgh, Scotland

University of Mississippi

Buchannon, Robin C.	Fairbanks, Alaska
Buchannon, Robin C.	Vladivostok, Russia
Chancellor, Van	
and the Women's Basketball Team Honolulu, Hawaii	
Clark, Alice M.	Edmonton, Alberta, Canada
Nanayakkara, N.P. Dhammika	Brazil
Oliphant, William R.	Toronto, Canada
Roberts, Kenneth B.	Lucknow, India

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Roberts, Kenneth B.	Punjab, India
Roberts, Kenneth B.	Delhi, India
Roberts, Kenneth B.	Bombay, India
Walker, Larry A.	Edmonton, Alberta, Canada
Woolsey, J. Robert	Fairbanks, Alaska
Woolsey, J. Robert	Vladivostok, Russia

University of Mississippi Medical Center

Bissette, Garth	San Juan, Puerto Rico
Giesswein, Peter	Koln, Germany
Heath, Bobby J.	Cancun, Mexico
Ho, I. K.	Hong Kong, China
Ho, I. K.	Cancun, Mexico
McGuire, Robert A.	Vancouver, British Columbia, Canada
Ordway, Gregory	San Juan, Puerto Rico
Piletz, John E.	San Juan, Puerto Rico
Raju, Seshadri	Kamuela, Hawaii
Rowlett, James K.	San Juan, Puerto Rico
Tarquinio, Thom A.	Davos, Switzerland
Woolverton, William L.	San Juan, Puerto Rico
Zardiackas, Lyle D.	Munich, Germany

University of Southern Mississippi

Agrusa, Jerome	Ottawa, Canada
Breshears, Clay	Wailea, Hawaii
Brouwer, Marius	Wurtzburg, Germany
Cabana, Donald	Bristol, England
Cababa, Donald	London, England
Davies, David	London, England
Davies, David	Ontario, Canada
Hudson, Tim	Mazatlan, Mexico
Hutto, Sarah	Toronto, Canada
LeFlore, Larry	Toronto, Canada
Lohrenz, Steven E.	Halifax, Nova Scotia
Niroomand, Farhang	Calgary, Canada
Ozerden, Halil	Victoria, British Columbia
Peggion, Germana	Sidney, British Columbia
Stanberry, Anne M.	Toronto, Canada

7. Upon recommendation of the Legal Committee, the Board approved the revised settlement authority for the General Liability and Workers’ Compensation Programs. The revised claims settlement authority is as follows:

Less than \$2,500	Approval of third-party administrator
\$2,500 to \$25,000	Approval of the Commissioner of Higher Education
Greater than \$25,000	Approval of the Board of Trustees

Draft revisions and amended contracts are in the Bound Copy of the October 17, 1996 Working File, located in the Board office. **(UNANIMOUS CONSENT)**

FACILITIES

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Presented by Mr. John Bowman, Assistant Commissioner
of Construction and Physical Affairs

On motion by Mr. Mills, seconded by Ms. Baker, and unanimously passed, it was

RESOLVED, That the Board hereby approves the report on Facilities.

Alcorn State University

1. Approved Payment No. 1 to Brumfield Hopton & Brumfield in the amount of \$179,842.91 for professional services rendered in developing Contract Documents for **IHL #201-115, Extension and Research Complex**.
2. Approved bids and request approval and award of contract by the Bureau of Building, Grounds and Real Property Management to the low bidder Roxco Ltd. of Brandon, MS, for **GS #101-158, Library Addition** in the amount of \$7,709,000. Alternates were:

Alternate #1	288,000
Alternate #2	110,000
Alternate #3	96,000
Alternate #4	85,000
Alternate #5	30,000

Other bids were:

Mid-State Construction Co. (Base Bid)	\$7,413,000
Alternate #1	192,000
Alternate #2	134,000
Alternate #3	99,000
Alternate #4	85,000
Alternate #5	29,000

Harold West Contractors (Base Bid)	\$7,484,243
Alternate #1	290,000
Alternate #2	140,000
Alternate #3	104,000
Alternate #4	105,000
Alternate #5	50,000

Foundation Construction Co., Inc. (Base Bid)	\$8,731,000
Alternate #1	202,000
Alternate #2	132,000
Alternate #3	100,000
Alternate #4	96,000
Alternate #5	34,000

A copy of the certified bid tabulation is included in the Board Meeting Agenda Working File, October 17, 1996, on file in the Board office. **(UNANIMOUS CONSENT)**

Delta State University

3. Approved bids and request approval and award of contract by the Bureau of Building, Grounds and Real Property Management to the low bidder C.E. Frazier Construction,

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Ridgeland, MS, for **GS #102-152**, in the amount of \$6,440,000. Funds are available in the project budget.

<u>Bidders</u>	<u>Base Bid</u>	<u>Deductive Alternates</u>
1. Carothers Construction Water Valley, MS	\$6,972,000	1. 45,000 2. 52,000 3. 60,000 4. 40,000
2. Roy Collins Construction Cleveland, MS	\$6,750,000	1. 79,700 2. 46,000 3. 69,000 4. 125,000
3. Malouf Construction Brandon, MS	\$6,993,327	1. 33,281 2. 69,190 3. 61,832 4. 43,584
4. B. C. Rogers Construction Jackson, MS	\$6,876,300	1. 12,600 2. 57,000 3. 63,500 4. 0
5. Roxco Brandon, MS	\$6,789,000	1. 44,000 2. 54,000 3. 60,000 4. 29,000
6. C. N. White Construction Clarksdale, MS	\$7,264,000	1. 14,400 2. 47,550 3. 62,170 4. 30,670

A copy of the certified bid tabulation is included in the Board Meeting Agenda Working File, October 17, 1996, on file in the Board office.

Mississippi State University

4. Approved Change Order #1, for **Garner Hall Renovation, GS #105-253**, and request approval of the Bureau of Building, Grounds and Real Property Management. The change will remove asbestos-containing materials. The Change Order increases the construction contract by \$4,456.80. Funds are available in the project budget in the amount of \$2,138,000.
5. Approved Change Order #2, for **Garner Hall Renovation, GS #105-253**, and request approval by the Bureau of Buildings, Grounds and Real Property Management. The change will remove asbestos-containing materials. The Change Order increases the construction contract by \$8,961. Funds are available in the project budget in the amount of \$2,138,000.
6. Approve Change Order #1, for **IHL #205-104, Outdoor Intramural Complex**. The Change Order increases the construction contract by \$34,563. The change will relocate two water lines, a sewer line, and a fence. The project funds will be increased by \$15,000 from

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university sources to pay for this change. Funds are available in the project budget in the amount of \$3,015,000.

- 7. Approved request to name the Mississippi State University Comprehensive Assistive Technologies Center in memory of Dr. T. K. Martin, in honor of his long and dedicated service to the University and his support for programs for disabled students on campus.
- 8. Approved Resolution regarding the Educational Building Corporation and the financing of certain campus improvement projects.
- 9. Approved Design Development Documents for **GS #105-249, Montgomery Hall Fire Safety Improvements**, and request approval of the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget in the amount of \$123,700.

DESIGN DEVELOPMENT PROJECT BUDGET

GS #105-249

Montgomery Hall Fire Safety Improvements

Fire alarm system devices	\$ 44,300
Conduit & system wiring	40,700
Demolition of existing system	<u>5,000</u>
Subtotal Construction	90,000
A/E Fees	8,356
Contingency	<u>25,344</u>
TOTAL PROJECT BUDGET.....	\$ 123,700

SOURCE OF FUNDS

Bureau of Building (S.B. 3199, 1995)	\$ 123,700
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- 10. Approved Contract Documents for **Project GS #105-243, Equine Training Facility - MSU**, and request approval, advertising and receipt of bids from the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget in the amount of \$2,500,000.
- 11. Approved request to advertise and receive bids for a timber sale on the McNeill Unit of the South Mississippi Branch Experiment Station (35 acres). This sale contains an estimated volume of 136 cords of pine pulpwood. The purpose of the sale is to provide required thinning of a pine planting that is part of an ongoing Agro-Forestry research project at the Station.
- 12. Approved Contract Documents for project **GS #105-246, Animal & Dairy Science Training Center**, and request approval, advertising and receipt of bids from the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget in the amount of \$3,500,000.

Mississippi University for Women

- 13. Approved appointment of Johnson Bailey Henderson McNeel Architects as project professionals for **GS #104-118, Taylor Hall Renovation** and request approval of the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget.

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Mississippi Valley State University

14. Approved request to initiate a project to construct track facilities. Funds are available from University sources in the amount of \$500,000.

University of Mississippi

15. Approved the Contract Document for **IHL #207-153, Renovations to Turner Health and P. E. Center for Fitness Center**, and authorize advertising for receipt of bids. Funds are available from University sources in the amount of \$500,000.
16. Approved Schematic Documents for the **IHL #207-154, Vaught-Hemingway East Stands Stadium Expansion**. Funds are available in the amount of \$13,052,297.
17. Approved Design Development Documents for the **GS #107-217, Lawrence Art Gallery Renovations**, and request approval of the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget in the amount of \$600,000.

University of Mississippi Medical Center

18. Approved Contract Document for, **IHL #209-346, N706/N708 Renovations for Neurosurgery**, and authorize advertising for receipt of bids. Funds are available from university sources in the amount of \$80,000 from Indirect Cost Recoveries.
19. Approved Change Order #1 in the amount of \$1,490 with an increase in contract of 60 calendar days. The change will provide for installation of a larger door, an AC unit and removal of a sink. Funds are available in the project budget from Hospital Inpatient Revenue.
20. Approved Change Order #2, for **IHL #209-345, Construction of Heliport**. The Change Order increases the construction contract by \$17,635. The change will provide for all labor and material for installation of a temporary sidewalk and the painting of directional arrows. Funds are available from university sources in the amount of \$200,000 from patient revenue.
21. Approved Change Order #1, for **IHL #209-281, Perinatal Center**. The Change Order increases the construction contract by \$3,409. The change will provide for changes in drainage structures. Funds are available in the project budget in the amount of \$200,000 from patient revenue.
22. Approved Change Order #5, for **IHL #209-331, Neuroradiology Addition**. The Change Order increases the construction contract by \$10,575 with an increase in contract time of 50 calendar days. The change will provide for additional plumbing, electrical and code requirements. Funds are available in the project budget from gifts, grants and contracts.
23. Approved Change Order #3, for **IHL #209-323, Neurosurgery Renovations, '94**. The Change Order increases the construction contract by \$7,096 with an increase in contract time of 140 calendar days. The change will provide for installation of a steam re-heat coil in the existing air conditioning system. Funds are available from Indirect Cost Recoveries and Interest Income.
24. Approved Change Order #2, for **IHL #209-347, N703-5 & 708 Renovations**. The Change Order increases the construction contract by \$4,406.99 with an increase in contract time of 45 days. The change will provide for wall finishes. Funds are available in the project budget

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from university sources in the amount of \$29,000 from Indirect Cost Recoveries.

25. Approved the initiation of a project for Children's Wing Renovations '96, **IHL #209-366** and request appointment of Simmons Associates/AIA Architects, as project professionals. Funds are available in the amount of \$50,000 from Patient Revenue.
26. Approved Change Order #6 for **Parking Structure B, IHL #209-303**. The Change Order increases the construction contract by \$45,306 and an increase in contract time of 60 calendar days. Funds are available in the project budget.
27. Approved Initiation of a Project to provide computer cabling for the Dental School, **GS #209-367**. Funds are available from University sources in the amount of \$100,000.
28. Approved Design Development Documents for the **GS #109-167, Animal Laboratory Renovation**, and request approval of the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget in the amount of \$1,500,000.
29. Approved Design Development Documents for the **GS #109-165, School of Nursing Expansion**, and request approval of the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget in the amount of \$2,500,000.

University of Southern Mississippi

30. Approved request to rename the Fritzsche Home Economics Building to Fritzsche-Gibbs Hall in honor of Bertha Maude Fritzsche and Sarah Weaver Gibbs, both of whom served with distinction at the University of Southern Mississippi.
31. Approved Contract Documents for **GS #108-152, Classroom Facility**, and request approval for advertising and receipt of bids from the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget in the amount of \$12,500,000.
32. Approved Contract Documents for **GS #108-156, '95 Mechanical Program Phase II**, and request for approval advertising and receipt of bids from the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget in the amount of \$106,000.
33. Approved Contract Documents for **GS #108-151, Performing Arts Center**, and request approval for advertising and receipt of bids from the Bureau of Building, Grounds and Real Property Management. Funds are available in the project budget in the amount of \$13,833,333.

System Administration

34. Facilities Summary. Facilities Summary items were approved under appropriate institutional headings.

BOARD DINNER

The Board expressed their appreciation to Dr. Kent Wyatt, President at Delta State University, and to his faculty and staff for hosting the October Board dinner and for the entertainment that was provided at Delta State University.

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PRESIDENTS' REPORTS

The following institutional executive officers presented reports: Dr. Clinton Bristow, Jr., Alcorn State University; Dr. James Lyons, Sr., Jackson State University; Dr. Clyda Stokes Rent, Mississippi University for Women; and Dr. William Sutton, Mississippi Valley State University.

PRESIDENTS' COUNCIL

Presented by Dr. Robert C. Khayat, President

Dr. Khayat welcomed the new Board Members. He reported that the Presidents' Council met October 16th and discussed the revising the Board's Policies and Procedures Manual.

COMMITTEE APPOINTMENTS

The Board appointments to the various Board Committees were made by President Marlin Ivey for the 1996-1997 term. The appointments are as follows:

Academic and Student Affairs Committee: Ricki Garrett, Chair; Nan Baker; Bill Crawford; and Roy Klumb.

Ayers Implementation Committee: Nan Baker, Chair; Cass Pennington; James Luvene; and Virginia Shanteau Newton.

Budget and Financial Affairs Committee: Cass Pennington, Chair; Nan Baker; Bill Crawford; Carl Nicholson; and Thomas W. Colbert.

Building/Facilities Committee: Jake Mills, Chair; Carl Nicholson; Nan Baker; and Roy Klumb.

Intercollegiate Athletics Committee: Carl Nicholson, Chair; James Luvene; Jake Mills; and Ricki Garrett.

Legal Committee: Bill Crawford, Chair; Ricki Garrett; Cass Pennington; and D. E. Magee, Jr.

Technology and Accessibility Committee: Carl Nicholson, Chair; Ricki Garrett; Jake Mills; and Thomas W. Colbert

Advisory Board of the Employee State Health Plan: Don Seagrove, Director of Human Services, UMMC.

Black History Committee: James Luvene, Chair; Ricki Garrett; and Bill Crawford.

Inter-Alumni Council Representative: Virginia Shanteau Newton.

Mississippi University Research Authority: Cass Pennington, Vice President, Board of Trustees.

University Press Representative: Nan Baker.

COMMITTEE REPORTS

LEGAL COMMITTEE

James M. Ewing Hall, Delta State University

October 16, 1996 at 2:30 p.m.

Committee Members Attending:

William Crawford, Chair

Ricki Garrett

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Cass Pennington
D. E. Magee, Jr.

Other Board Members:

Marlin Ivey
Nan Baker
J. P. (Jake) Mills
Virginia Shanteau Newton
Roy Klumb

Board Staff Attending:

Thomas Layzell, Commissioner of Higher Education
Suzanne S. Sharpe, Assistant Commissioner of Policy Analysis and Special Projects
Chuck Rubisoff, Special Assistant Attorney General
Charles Guest, University Counsel, Mississippi State University
Jim Rhodes, Assistant Commissioner of Finance and Administration
Pamela Meyer, Assistant Commissioner of Public Affairs & Development
Milton Baxter, Assistant Commissioner of Research and Planning
Jean Bush, Director of Budget
Marilyn Beach, Special Projects Officer
DiAnn Lewis, Special Projects Coordinator
Debbie Harris, Administrative Assistant
Denise Walley, Administrative Assistant

The Legal Committee was brought to order by Mr. Crawford and the following item was discussed:

I. Settlement Authority for General Liability and Workers' Compensation Programs.

On motion by Ms. Garrett, seconded by Mr. Pennington, and unanimously passed, it was

RESOLVED, That the Committee hereby approves the Proposed Settlement Authority for General Liability and Workers' Compensation Programs for recommendation to the Board for consideration. (The draft revisions and amended contracts are located in the Unanimous Consent Section of the Working Copy of the October Board Minutes, on file in the Board Office.)

ACADEMIC & STUDENT AFFAIRS

James M. Ewing Hall, Delta State University
October 16, 1996 at 3:00 p.m.

Committee Members Attending:

Ricki Garrett, Chair
Nan Baker
Bill Crawford
Roy Klumb

Additional Board Members Attending:

Carl Nicholson
Cass Pennington
D. E. Magee
Virginia Shanteau Newton

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J. P. (Jake) Mills
Marlin Ivey

Board Staff Attending:

Thomas Layzell, Commissioner of Higher Education
Suzanne S. Sharpe, Assistant Commissioner of Policy Analysis and Special Projects
Pamela Meyer, Assistant Commissioner of Public Affairs & Development
Milton Baxter, Assistant Commissioner of Research and Planning
Charles Pickett, Special Assistant to the Commissioner
Jean Bush, Director of Budget
DiAnn Lewis, Special Projects Coordinator
Marilyn Beach, Special Projects Officer
Pearl Pennington, Coordinator for Academic Affairs
Debbie Harris, Administrative Assistant
Denise Walley, Administrative Assistant

Others Attending:

Board staff, Presidents, Chief Academic Officers and media representatives.

The Academic and Student Affairs Committee was brought to order by Ms. Garrett and the following items were discussed:

I. Admissions Standards.

Dr. Charles Pickett talked about a need for funding the Summer Developmental Program. He talked about the success rate of the Summer Developmental Program and the tracking of students. Dr. Pickett also briefed the new Board members on the new Admission Standards.

II. Promotional Materials on Admissions.

Ms. Pamela Meyer, Assistant Commissioner of Public Affairs & Development and Dr. DiAnn Lewis, Special Projects Coordinator, made a presentation and supplied handouts on a systemwide Academic degree programs publication. (Copies available in the October 17, 1996 Working File)

III. ACCUPLACER.

The Commissioner presented to the Committee for consideration the guidelines for utilization of the ACCUPLACER by IHL.

On motion by Mr. Crawford, seconded by Ms. Baker, and unanimously passed, it was

RESOLVED, That the Committee hereby approves the Guidelines for the ACCUPLACER Test for recommendation to the Board for consideration for final approval. (The Guidelines for the ACCUPLACER Test can be found in the Bound Copy of the October Working File, located in the Board office.)

INTERCOLLEGIATE ATHLETICS

James M. Ewing Hall, Delta State University
October 16, 1996 at 4:00 p.m.

Committee Members Attending:

Carl Nicholson, Chair
J. P. (Jake) Mills

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Ricki Garrett
James Luvene

Additional Board Members Attending:

Nan Baker
Bill Crawford
Roy Klumb
Cass Pennington
D. E. Magee
Virginia Shanteau Newton
Marlin Ivey

Board Staff Attending:

Thomas Layzell, Commissioner of Higher Education
Suzanne S. Sharpe, Assistant Commissioner of Policy Analysis and Special Projects
Pamela Meyer, Assistant Commissioner of Public Affairs & Development
Milton Baxter, Assistant Commissioner of Research and Planning
Jean Bush, Director of Budget
Debbie Harris, Administrative Assistant

Others Attending:

Board staff, Presidents, Chief Academic Officers and media representatives.

I. Scheduling of Football Games.

On motion by Ms. Garrett, seconded by Mr. Nicholson, and unanimously passed, it was

RESOLVED, That the Committee in consultation with all appropriate institutional representative, recommends to the Board for approval at this time that the Intercollegiate Athletics Committee bring forth as soon as possible a plan to the Board concerning the scheduling of football games between and among the institutions.

II. Universities' Compliance with Title IX.

Information on Title IX was distributed. (Copies of handouts are in the October 17, 1996 Board Working File.)

During the presentation of the Intercollegiate Athletics Committee report, Mr. Carl Nicholson, Chair of the Intercollegiate Athletics Committee, read the Committee's recommendation to the Board:

The Committee in consultation with all appropriate institutional representatives, recommends to the Board for approval at this time that the Intercollegiate Athletics Committee bring forth as soon as possible a plan to the Board concerning the scheduling of football games between and among the institutions.

A motion was made by Mr. Nicholson, seconded by Ms. Garrett to approve the recommendation of the Committee. During a discussion of the motion, led by Mr. Mills, Mr. Colbert offered a substitute motion to delay voting for 30 days on the motion recommended by the Intercollegiate Athletics Committee. The substitute motion was seconded by Mr. Crawford. The substitute motion **failed on a six to six vote**. Board Members voting for the substitute motion were: Mr. Jake Mills, Mr. Cass Pennington, Mr. James Luvene, Ms. Virginia Newton, Mr. Thomas Colbert, and Mr. William Crawford. Board Members **voting against the motion were Ms. Nan Baker, Mr. Carl Nicholson, Mr. Roy Klumb, Dr. D. E. Magee, Ms. Ricki Garrett, and Mr. Marlin Ivey.**

The Board then considered the original motion which passed on a 7 to 5 vote. The members voting

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for the motion were : Ms. Nan Baker, Mr. William Crawford, Ms. Ricki Garrett, Mr. James Luvene, Dr. D. E. Magee, Mr. Carl Nicholson, and Mr. Marlin Ivey; **voting against were Mr. Thomas Colbert, Mr. Roy Klumb, Ms. Virginia Newton, Mr. Jake Mills, and Mr. Cass Pennington.**

INTER-ALUMNI COUNCIL

Presentation by John Alexander, President

On behalf of the Inter-Alumni Council, a Resolution was presented, by John Alexander, President of the Inter-Alumni Council, to Dr. Aubrey K. Lucas for being a diligent leader in promoting the activities of the Inter-Alumni Council for the past twenty-six years. A copy of this Resolution is included in the Board Meeting Agenda Working File, October 17, 1996, on file in the Board office.

**1996 SURVEY OF ATTITUDES & OPINIONS TOWARD
HIGHER EDUCATION IN MISSISSIPPI**

Presentation by Art Crosby

Mr. Crosby of the Social Science Research Center at Mississippi State University made a presentation concerning a comprehensive study of Mississippians' public opinion toward a wide-range of higher education issues. A copy of the summary of this report is included in the Board Meeting Agenda Working File, October 17, 1996, on file in the Board office.

RECESS

On motion by Mr. Mills, seconded by Ms. Baker, Board members present voted unanimously to recess and to reconvene at 11:15 in the President's suite of the Student Union for a meeting with Dr. Kent Wyatt to discuss current issues and events concerning Delta State University.

ADJOURNMENT

There being no further business to come before the Board, on motion by Mr. Mills, seconded by Mr. Nicholson, Board members present voted unanimously to adjourn.

President, Board of Trustees of State Institutions of Higher Learning

Commissioner, Board of Trustees of State Institutions of Higher Learning

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EXHIBITS

- | | |
|------------------|---|
| EXHIBIT 1 | Letter from Governor Kirk Fordice announcing Board Member appointments. |
| EXHIBIT 2 | University of Mississippi Medical Center (UMC) Affiliation Criteria for Hospitals/Clinics. |